IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

Writ Petition No : 18911 of 2004 and WVMP NO. 3519 of 2004 and WPMP NO. 24850 of 2004

Writ Petition No : 18911 of 2004

Between:

Andhra Veerabhadra Rao, S/o. Mallanna,
R/o. Mandapeta, East Godavari District.

..... PETITIONER

AND

1 The Commissioner and Director, Handlooms and Textiles, B.R.K.R.

Bhavan, Tank Bund Road, Hyderabad.
2 The Assistant Director, Handlooms and Textiles, Kakinada, East

Godavari District.
3 The Mandapeta Hand-Loom Weavers Co-operative Production &

Sale society Limited, No. B.401, Mandapeta, Nalamvari Street,

Mandapeta, East Godavari District, Rep. by its Secretary.
4 Sri Allaka Parvatha Mallikhar Junudu, S/o. Ramlingam
President of the Managing Committee, the Mandapeta Hand Loom

Weavers Co-operative production & Sale Society
Limited No.B. 401Mandapeta, Nalamvari Steet, Mandepeta, East

Godavari District.
5 Sri Kommama Subrahmanyam, S/o. Tara Maheswara Rao,
Managing Committee, The Mandapeta Handloom Weavers Co-

operative production & Sale Society Limited No.B. 401Mandapeta,

Nalamvari Steet, Mandepeta, East Godavari District.
6 Sri Kalepu Veerraju, S/o. Veeraju,

The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet, Mandepeta,

East Godavari District.

7 Sri Ande Samba Murthy, S/o Pallayya,
The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet,

Mandepeta, East Godavari District.

8 Sri Jilagam Satyanarayana, S/o. Samba Murthy,
The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet, Mandepeta,

East Godavari District.

9 Smt. Bathula Jyothi Lakshmi, W/o. Kameswara Rao,
The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet,

Mandepeta, East Godavari District.

10 Smt. Chandana Leelavathi, W/o. Nandikeswara Rao,
The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet,

Mandepeta, East Godavari District.

11 Sri Inumarthi Basava Raju, S/o. Ganapathi Rao,

The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet,

Mandepeta, East Godavari District.

12 The Managing Committee,
The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet, Mandepeta,

East Godavari District.

(Respondents 6 to 11 are the members of the Soceity)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ, order or direction declaring the action of the Respondents 1 and 2 herein in not taking action for cessation of Membership of the Committee of the 3rd Respondent Society in accordance with Section 21-Aa (5) of the Andhra Pradesh Co-operative Societies Act, 1964 inspite of the representations dt. 18-9-2004 and 5-10-2004 submitted to the Respondents 1 and 2 herein as illegal, arbitrary unreasonable and violative of Article 14 of the Constitution of India besides being opposed to the very spirit and object of the provisions of the Andhra Pradesh Co-operative Societies Act, 1964 and the Rules

framed thereunder the consequently direct the Respondents 1 and 2 herein to take appropriate action forthwith for cessation of the membership of the Managing Committee of the 3rd respondent Society in accordance with Section 21-AA(5) of the Andhra Pradesh Cooperative Societies Act, 1964 as requested by the Petitioner in the representations dt.18-9-2004 and 5-10-2004 submitted to the Respondents 1 and 2 herein.

Counsel for the Petitioner:MR.A.V.SESHA SAI

Counsel for the Respondents: GP FOR INDUSTRIES & COMMERCE

WVMP NO. 3519 of 2004

AND

WPMP NO. 24850 of 2004

IN

WP NO.18911 of 2004

Between:

1 The Commissioner and Director, Handlooms and Textiles, B.R.K.R.

Bhavan, Tank Bund Road, Hyderabad.
2 The Assistant Director, Handlooms and Textiles, Kakinada, East

Godavari District.

..... PETITIONER

(Petitioners inW.V.M.PNO : 18911 of2004
on the file of High Court)

AND

1. Andhra Veerabhadra Rao, S/o. Mallanna,
R/o. Mandapeta, East Godavari District.

2 The Mandapeta Hand-Loom Weavers Co-operative Production &

Sale society Limited, No. B.401, Mandapeta, Nalamvari Street,

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3 Sri Allaka Parvatha Mallikhar Junudu, S/o. Ramlingam
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operative production & Sale Society Limited No.B. 401Mandapeta,

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11 The Managing Committee,
The Mandapeta Handloom Weavers Co-operative production & Sale

Society Limited No.B. 401Mandapeta, Nalamvari Steet, Mandepeta,

East Godavari District.

(Respondents 5 to 11 are the members of the Society)

.....RESPONDENTS

(Respondents in -do-)

Petition under Section 151 CPC praying that in the circumstances stated in the counter affidavit filed in the Writ petition No.18911 of 2004 , the Hon'ble Court may be pleased to vacate the interim order granted in W.P.M.P.No.24850 of 2004, dated 13.10.2004 in W.P.No.18911 of 2004.

Counsel for the Petitioners: G.P for Industries and Commerce

Counsel for the Respondents: MR.A.V.SESHA SAI

W.P.M.P NO : 24850 of 2004

Between:

Andhra Veerabhadra Rao, S/o. Mallanna,
R/o. Mandapeta, East Godavari District.

..... PETITIONER

AND

1 The Commissioner and Director, Handlooms and Textiles, B.R.K.R.

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East Godavari District.

(Respondents 6 to 11 are the members of the Soceity)

.....RESPONDENTS

Petition under Section 151 of CPC praying the High Court to direct the Respondents 1 and 2 herein to pass appropriate orders on the representations dt. 18-9-2004 and 5-10-2004 submitted by the Petitioner herein before proceeding with the No confidence Motion pursuant to the proceedings Rc.No.3015/2004-C dt. 28-9-2004 issued by the 2nd Respondent herein pending disposal of the Writ Petition.

Counsel for the Petitioner:MR.A.V.SESHA SAI

Counsel for the Respondent No.:GP FOR INDUSTRIES&COMMERCE

ORDER:

By the interim order, dated 13.10.2004, this Court directed the 2nd respondent to consider the representations made by the petitioner on 18.09.2004 and 05.10.2004 and pass appropriate orders. It is now submitted by the learned counsel for the petitioner, Sri.P.Durga Prasad, that the 2nd respondent considered the representations and passed orders against the petitioner. It is also stated that challenging the same, the petitioner also filed another writ petition, being W.P.No.23459 of 2004.

In that view of the matter, the writ petition itself has become infructuous. Accordingly,

the W.V.M.P, W.P.M.P and the Writ Petition are dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

22.06.2005

Jsu/ Vs

To

1 The Commissioner and Director, Handlooms and Textiles, B.R.K.R.

Bhavan, Tank Bund Road, Hyderabad.
2 The Assistant Director, Handlooms and Textiles, Kakinada, East

Godavari District.
3 The Mandapeta Hand-Loom Weavers Co-operative Production &

Sale society Limited, No. B.401, Mandapeta, Nalamvari Street,

Mandapeta, East Godavari District, Rep. by its Secretary.
4 2 CCs to the G.P for Industries and Commerce, High Court Buildings,

Hyderabad. (OUT)

5 2 CD copies.